

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

CHRISTOPHER L. DECOTEAU,

4:14CV3165

Plaintiff,

v.

**MEMORANDUM  
AND ORDER**

ROBERT HOUSTON, MICHAEL  
KINNEY, Director, RANDY KOHL,  
Medical Director, DIANE SABAKA  
RHINE, Warden, CHRISTINE  
FERGUSON, Doctor, and CHARLES  
LOREN, Eye Clinic,

Defendants.

This matter is before the court on Plaintiff's "Motion for Order" (Filing No. [8](#)). Plaintiff seeks an order compelling the Nebraska Department of Correctional Services ("NDCS") to "release \$350.00 from Plaintiff's confiscated cash account, and apply it towards the \$350.00 filing fee for/to this case." (Filing No. [8](#).) Even assuming this court has the authority to order the NDCS to remit Plaintiff's confiscated funds, Plaintiff has not set forth any compelling reason why his confiscated funds (rather than his available funds) should be used to pay his filing fee in this action.

IT IS THEREFORE ORDERED that: Plaintiff's "Motion for Order" (Filing No. [8](#)) is denied.

DATED this 29th day of August, 2014.

BY THE COURT:

*s/ John M. Gerrard*  
United States District Judge

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